

**AGENDA**  
**Cleburne County Quorum Court**  
**Thursday, May 14, 2020**  
**6:00 p.m.**  
Cleburne County Court Building  
922 South 9<sup>th</sup> Street  
Heber Springs, AR 72543

1. **Call to Order, Roll Call:**
2. **Reading, Correction, and Disposition of Minutes:**
3. **Report of Treasurer:**
4. **Report of Committees:**
  - a. **Jail Committee-JP Evans**
5. **Unfinished Business:**
  - a. **None**
6. **New Business:**
  - a. **Equalization Board Appointments (City, County Judge)-Judge Holmes**
  - b. **Proposed Ordinance No. 2020-Cove Creek/Pearson Fire Dues-JP Roberts**
  - c. **Proposed Ordinance No. 2020-Amend 2020 Jail Budget-JP Pearson**
  - d. **Proposed Ordinance No. 2020-Correct 2020 Emergency 911 Budget Total-JP Evans**
7. **Comments from the Public:**
8. **Announcements:**
  - a. **Next Regular Quorum Court Meeting Thursday, June 11, 2020.**
9. **Adjournment:**

# CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

April 9, 2020

The Cleburne County Quorum Court met in regular session outside the County Court Building, 922 South 9<sup>th</sup> Street, Heber Springs, Arkansas. The meeting was called to order at 6:02 p.m. County Judge Jerry Holmes presided. PRESENT: Pearson, Henegar, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. ABSENT: Caldwell.

## READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Grace to approve the minutes of the March 12, 2020 regular meeting, seconded by JP Roberts. Voice vote, motion carried.

## REPORT OF TREASURER:

Motion was made by JP Roberts to accept the Treasurer's report, seconded by JP Henegar. Voice vote, motion carried.

Pam Gray, Treasurer, reported that due to COVID19 circumstances the County revenue will probably be greatly affected, and we will have to watch County revenue very closely for the months to come.

## REPORT OF COMMITTEES:

JP Evans stated that due to the COVID19 circumstances he has postponed arranging a meeting of the Jail Committee.

## UNFINISHED BUSINESS:

None

## NEW BUSINESS:

### Proposed Resolution 2020-AHPP Grant for the Cleburne County Courthouse

JP Evans introduced a Resolution: "A RESOLUTION FOR THE PURPOSE OF SHOWING CLEBURNE COUNTY'S COMMITMENT TO THE AHPP GRANT FOR THE DEMOLITION AND INSTALLATION OF A NEW HVAC SYSTEM FOR THE CLEBURNE COUNTY COURTHOUSE."

JP Evans made a motion to adopt the Resolution, seconded by JP Roberts. Lengthy discussion followed--mainly the concern for committing the large sum of money at this time. Split units were also discussed. Roll call was taken. Ayes: Roberts. Nay's: Blackburn, Evans, Foust, Grace, Gracey, Henegar, Malone, Owens, Pearson. Proposed Resolution failed.

### Proposed Ordinance No. 2020-COVID-19 Public Health Emergency

JP Pearson stated that a Federal Law addressing the subject of this Ordinance has been passed, so Proposed Ordinance was withdrawn by JP Pearson.

JP Malone made a motion to add two additional items to the Agenda: Proposed Resolution No. 2020-ACEDP Emergency Grant Funds to the State of Arkansas, and Proposed Resolution No. 2020-Entering into an Administrative Agreement with White River Planning and Development District, Inc., seconded by JP Evans. Voice vote, motion passed.

### Proposed Resolution No. 2020-ACEDP Emergency Grant Funds to the State of Arkansas.

JP Foust introduced a Resolution: "A RESOLUTION FOR AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR ACEDP EMERGENCY GRANT FUNDS TO THE STATE OF ARKANSAS."

JP Foust made a motion to adopt the Resolution, seconded by JP Malone. Brief discussion followed. Roll call was taken. Ayes: Blackburn, Evans, Foust, Grace, Gracey, Henegar, Malone, Owens, Pearson, Roberts. Nays: None. Passed and adopted as Resolution 2020-004.

**Proposed Resolution No. 2020-Entering into an Administrative Agreement with White River Planning and Development District, Inc.**

JP Foust introduced a Resolution: **"A RESOLUTION AUTHORIZING THE COUNTY JUDGE AND COUNTY CLERK OR CLEBURNE COUNTY, ARKANSAS, TO ENTER INTO AN ADMINISTRATIVE AGREEMENT WITH THE WHITE RIVER PLANNING AND DEVELOPMENT DISTRICT, INC.."**

JP Foust made a motion to adopt the Resolution, seconded by JP Pearson. Roll call was taken. Ayes: Blackburn, Evans, Foust, Grace, Gracey, Henegar, Malone, Owens, Pearson, Roberts. Nays: None. **Passed and adopted as Resolution 2020-005.**

JP Blackburn asked Judge Holmes to entertain the idea of conducting a meeting with local fire departments. Judges Holmes asked that he be contacted with any questions.

**COMMENTS FROM THE PUBLIC:**

- None

**ANNOUNCEMENTS:**

- The April regular Quorum Court meeting will be held Thursday, May 14, 2020.

**ADJOURNMENT:**

JP Malone made motion to adjourn, seconded by JP Grace. Meeting adjourned at 6:44 p.m.

**ATTESTED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

This \_\_\_\_\_ day of \_\_\_\_\_, 2020

Book \_\_\_\_\_ Page(s) \_\_\_\_\_

**PROPOSED ORDINANCE 2020-COVE CREEK/PEARSON FIRE DUES**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE ALLOWING COVE CREEK/PEARSON FIRE DEPARTMENT TO PLACE FIRE DUES ON PROPERTY TAX STATEMENTS."**

**WHEREAS**, COVE CREEK/PEARSON Fire Department has made a request of the Quorum Court to place the fire department dues on the property tax statements as authorized by A.C.A. §14-20-108;

**WHEREAS**, COVE CREEK/PEARSON Fire Department submitted with their request a petition filed with the County Clerk and signed by registered voters in the volunteer fire department district as authorized by A.C.A. §14-20-108, as amended by Act 693 of 2015;

**WHEREAS**, the Cleburne County Clerk has determined that the number of signatures of registered voters in the subject fire district on the petition are sufficient, and

**WHEREAS**, the Quorum Court shall adopt the Ordinance based on the Certification of the Petition by the Cleburne County Clerk under the authority of A.C.A. §14-20-108, as amended by Act 693 of 2015.

**NOW, THEREFORE, IT IS HEREBY ORDAINED AND ADOPTED:**

That as provided by A.C.A. §14-20-108, as amended by Act 693 of 2015, the Cleburne County Tax Collector shall place the fire dues of COVE CREEK/PEARSON Fire Department on the property tax statements. The dues are to be collected by the County and disbursed to the fire department at the discretion of the County Tax Collector, but the Collector shall disburse these paid dues at a minimum of annually. A true and correct copy of this Ordinance shall be published as required by law and effective (30) thirty days following publication.

**PASSED AND ADOPTED** this 14<sup>th</sup> day of May 2020.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_

**CERTIFICATION OF PETITION**

I, Rachelle Evans, as Cleburne County Clerk do hereby certify the following information as true and correct:

- A) The Cove Creek/Pearson Volunteer Fire Department has filed with my office an attested petition that has been signed by a majority of the registered voters in the Cove Creek/Pearson volunteer fire department district.
- B) This majority of voters were calculated by those voting in the immediately preceding general election.
- C) I have reviewed the attested petition and it meets the signature requirements as set forth in Arkansas Code Annotated §14-20-108.

Rachelle Evans  
Rachelle Evans  
Cleburne County Clerk

May 5, 2020  
Date



PROPOSED ORDINANCE NO. 2020-AMEND 2020 JAIL BUDGET

BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2019-20, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2020 AND/OR OTHER PURPOSES TO AMEND THE 2020 JAIL BUDGET.

WHEREAS, need exists to amend the 2020 Jail Budget to appropriate funds to the Part-Time line item.

NOW, THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY:

Section 1. The following amendments are hereby approved:

1000-0418 Jail Budget

LINE ITEM	FROM	TO	CHANGE
1000-0418-1002 Salaries Part Time	\$6,000	\$12,000	+\$6,000
1000-0418-2004 Medicine and Drugs	\$15,000	\$12,000	-\$3,000
1000-0418-3197 Juvenile Housing	\$40,000	\$37,000	-\$3,000
<b>TOTAL CHANGE IN JAIL BUDGET</b>			<b>\$0.00</b>

Section 2. In the event that any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not affect the other provisions or applications to this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

Section 3. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this 14<sup>th</sup> day of May 2020.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Jerry Holmes, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_

**PROPOSED ORDINANCE NO. 2020-CORRECT 2020 EMERGENCY 911 BUDGET TOTAL**

**BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2019-20, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2020 AND/OR OTHER PURPOSES TO CORRECT THE 2020 EMERGENCY 911 BUDGET TOTAL.**

WHEREAS, need exists to correct the 2020 Emergency 911 Budget total due to incorrect amount recorded on Ordinance 2019-20, which adopted the budget for the calendar year 2020 and/or other purposes.

**NOW, THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY:**

**Section 1.** The following amendments are hereby approved:

Correct 3020-0501 Emergency 911 Budget total of \$530,765.00 to read \$533,003.50.

**Section 2.** In the event that any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not affect the other provisions or applications to this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

**Section 3.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED AND ADOPTED** this 14<sup>th</sup> day of May 2020.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_